

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. FEB 05 1990

Returned to applicant for correction. MAY 21 1990

Corrected application filed. JUL 20 1990 Map filed. JUL 20 1990

The applicant E. Larry and Phyllis M. Potter  
P. O. Box 261 of Eureka  
Street and No. or P.O. Box No. City or Town  
Nevada 89316 hereby make... application for permission to change the  
State and Zip Code No.  
Point of diversion and place of use of a portion  
Point of diversion, manner of use, and/or place of use  
of water heretofore appropriated under Permit 52924  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
identify right in Decree.

- The source of water is Underground  
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 0.024 C.F.S.  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Quazi-Municipal  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for Quazi-Municipal  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point located in Lot 3 of Section 17, T.20N., R.53E.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
M.D.B.&M. or at a point from which the Northeast corner of said Section 17  
distance to a section corner. If on unsurveyed land, it should be stated.  
bears N. 21° 40' 30" E., at 4,348.61 feet.
- The existing permitted point of diversion is located within Being in Parcel No. 2 of Gov. Lot 9,  
If point of diversion is not changed, do not answer.  
Sect 29, T.20N. R.53E., M.D.M.er; from which the E½ Cor. of said Sec. 29  
bears N. 79° 32' 26" E. A distance of 1,142.21 feet.
- Proposed place of use Portions of the NW¼ SE¼ and Portion of Lot 3 Section 17,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
T.20N., R.53E., M.D.B.&M.
- Existing place of use Parcel No. 2, Gov. Lot 9, Section 29 T.20N., R.53E.,  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
M.D.Mer.  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
- Use will be from Jan 1 to Dec. 31 of each year.  
Month and Day Month and Day
- Use was permitted from Jan 1 to Dec. 31 of each year.  
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) cased well, pump, pressure tank and  
State manner in which water is to be diverted, i.e. diversion structure.  
distribution lines.  
ditches, pipes and flumes, or drilled well, etc.
- Estimated cost of works \$10,000.00
- Estimated time required to construct works 5 years

14. Estimated time required to complete the application of water to beneficial use..... 5 years.

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

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By s/Richard E. Fonger

P. O. Box 491

Ely, Nevada 89301

Compared bc/am am/se

Protested .....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 52924 is issued subject to the terms and conditions imposed in said Permit 52924 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.024 cubic feet per second, but not to exceed 4 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before February 15, 1992

Proof of completion of work shall be filed before March 15, 1992

Application of water to beneficial use shall be made on or before February 15, 1993

Proof of the application of water to beneficial use shall be filed on or before March 15, 1993

Map in support of proof of beneficial use shall be filed on or before March 15, 1993

Completion of work filed AUG 10 1994

Proof of beneficial use filed APR 13 2000

Cultural map filed waived

Certificate No. 15955 Issued DEC 07 2001

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 4th day of March,

A.D. 1991

*[Signature]*  
 State Engineer